GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Pensions- Andhra Pradesh General Provident Fund-Ceiling on subscription to Andhra Pradesh General Provident Fund in a Financial Year -Orders – Issued.

FINANCE (HR.III-PENSION, GPF) DEPARTMENT

G.O.Ms.No.122 **Dated: 16.11.2023**

Read the following:-

1. Letter No.FM/GL-II/9-3/2022-23/Desp No: 1054, dated 19-12-2022 of Principal Accountant General (A&E).
2. O.M. vide F.No.3/6/2021-P&PW(F),dated 11-10-2022 of Ministry of Personnel, PG & Pensions, Department of Pension & Pensioners' Welfare, GOI.
3. O.M. vide F.No.3/13/2022-P&PW(F)(8353), dated 02-11-2022 of Ministry of Personnel, PG & Pensions, Department of Pension & Pensioners' Welfare, GOI.
4. DTA e-file bearing Computer No.197645.
5. Notification No.G.S.R.604 (E), dated 31-08-2021 of the Ministry of Finance, Department of Revenue (Central Board of Direct Taxes), GOI.

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ORDER:

The Andhra Pradesh General Provident Fund Rules, 1935, provides that the subscription to the General Provident Fund (GPF) shall not be less than 6% of the emolument & not more than total emoluments of the subscriber, with no ceiling on the total amount of subscription in a financial year.

2. In the reference 1st read above, the Principal Accountant General(A&E) has informed that, the Government of India has issued instructions vide the reference 2nd & 3rd read above, regarding the fixation of ceiling of Rs.5 lakhs on subscription to GPF & other Provident Fund in a financial year & that relaxation of minimum monthly subscription of 6% of emolument may be permitted if the GPF subscription during a financial year exceeds the ceiling of Rs.5 lakhs & requested the State Government to issue necessary orders/ guidelines in this regard.

3. In the reference 4th read above, the Director of Treasuries and Accounts has stated that there are instances of annual subscription together with arrears exceeding the aforementioned ceiling of Rs.5.00 lakhs & has requested for similar instructions in respect of employees of the State Government.

4. Government, after careful examination & keeping in view the instructions issued in the reference 5th read above, hereby amend the relevant rule duly prescribing the ceiling for subscription of GPF i.e. that the sum of monthly subscription by a subscriber under the GPF during a financial year together with the amount of arrears subscriptions deposited in that financial year shall not exceed the ceiling of Rs. Five lakhs.

5. Accordingly, the following notification will be published in the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Andhra Pradesh hereby makes the following amendment to the Andhra Pradesh General Provident Fund Rules, 1935 and as amended from time to time.

AMENDMENT

I. In rule 9 of the said rules:-

in sub-rule (1), after the second proviso, the following proviso shall be inserted, namely:-

"Provided that the sum of the monthly subscriptions during a financial year together with the amount of the arrears subscriptions deposited in that financial year shall not exceed the limit as specified in the second proviso to clause (b) of sub-rule (1) of rule 10".

II. In rule 10 of the said Rules –

(i) in sub rule (1), in clause (b), the following proviso shall be inserted namely:-

"Provided further that the sum of monthly subscriptions in a financial year shall not exceed the threshold limit referred to in sub-clause (i) of clause (c) of the Explanation below sub-rule (2) of Rule 9D of the Income Tax Rules, 1962".

(ii) after sub-rule (4), the following sub-rule shall be inserted, namely:-

"(5) The amount of subscription fixed under sub-rule (3) or reduced or enhanced under sub-rule (4) shall be subject to the minimum and maximum limits specified in sub-rule (1)".

(iii) In rule 12 of the said rules:-

in sub-rule (3) the following proviso shall be inserted, namely:-

"Provided further that the sum of the monthly subscriptions, during a financial year together with arrears of subscription and the interest thereon recovered in that financial year shall, in no case, exceed the limit as specified in the second proviso to clause (b) of sub-rule (1) of rule 10".

6. In accordance with the above provision to the Andhra Pradesh General Provident Fund Rules, 1935, the monthly subscription of an employee may be any sum, not be less than 6% of the emolument or not less than the percentage of the emolument scheduled in clause (b) of sub-rule (1) of rule 10", and not more than total monthly emolument of the subscriber. However, the sum of the monthly subscriptions of an employee, during a financial year together with the amount of arrears subscriptions deposited in that financial year, shall not exceed the threshold limit (at present Rupees Five lakhs only) referred to in sub-clause (i) of clause (c) of the Explanation below sub-rule (2) of Rule 9D of the Income Tax Rules, 1962.

7. In the case of those Government servants, whose GPF subscription during a financial year has not yet reached/ exceeded the threshold limit of Rs.5 lakhs, further deductions towards GPF subscriptions during that financial year may be

phased out in such a manner that the total subscription during the financial year does not exceed Rs.5 lakh.

8. In the case of those Government servants, where the total contribution is likely to exceed Rs.5 lakhs, even with the minimum monthly subscription of 6% of the emoluments or the percentage of emoluments scheduled in clause (b) of sub-rule (1) of rule 10, the deduction of the GPF subscription from the salary shall be stopped as soon as the total contribution in that financial year reaches Rs.5 lakhs. In such cases, the provision regarding the minimum monthly subscription being not less than 6% of the emolument or the percentage of emoluments scheduled in clause (b) of sub-rule (1) of rule 10, shall be deemed to have been relaxed.

9. All the Secretariat Departments & Heads of Departments are directed that the above amended provisions of the Andhra Pradesh General Provident Fund Rules, 1935, regarding the ceiling imposed on the quantum of subscription under the GPF in a financial year, be informed to all the Government servant & the concerned personnel dealing with the GPF matters in the Departments, Heads of Departments & Attached/subordinate offices be made responsible for strict implementation.

10. The G.O is available on Internet and can be accessed at the address http://apgazette.egg.gov.in

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAMSHER SINGH RAWAT
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
All the Departments in the Secretariat
All the Heads of Departments
The Principal Accountant General (G&SSA), AP, Stalin Central Mall, Door No. 27-37- 158, 6th & 7th Floor, MG Road, Governor Pet, Vijayawada-520002
The Principal Accountant General (A&E), AP, Governor pet, Vijayawada.
The Principal Accountant General (E&RSA), A.P. Governor pet, Vijayawada.
The Director of Treasuries & Accounts, A.P., with a direction to make the necessary changes in the APCFSS software.
The Pay and Accounts Officer, A.P. Mangalagiri.
The Director of State Audit, A.P., Mangalagiri.
The Director of Works Accounts, AP, Mangalagiri.
The Director of Insurance, AP, Mangalagiri.
The CEO, APCFSS, A.P. Mangalagiri.
The Registrar, The judicature of High Court of AP at Nelapadu.
The Secretary, APPSC, Vijayawada.
All the District Collectors
All the District Judges
All the Chief Executive Officers of Zilla Praja Parishads.
All the District Treasury Officers.
All the Commissioners and Spl. Officers of Municipalities.
All the District Educational Officers.
All the Secretaries of Zilla Parishads through the District Collectors concerned.
All the District Panchayat Officers.
The Managing Director, A.P. GENCO/ TRANSCO, Vidyut Soudha, Vijayawada.

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The Commissioners of Municipal Corporation, Vijayawada, Greater Visakhapatnam, Kurnool, Rajahmundry, Guntur, Nellore, Kakinada, Eluru, and Kadapa.
The Secretary, Tungabhadra Board, Hospet, Karnataka State.
The Resident Commissioner, A.P. Bhavan, No.1, Ashok Road, New Delhi.
All Registrars of Universities in Andhra Pradesh.
The Pay and Accounts Officer, Thungabhadra Project, High level canal, Stage-I, Anantapur District.
The Director General, H.R.D Institute of A.P., Bapatla, Guntur District.
The Director of Accounts, G.B. Project, Dowlaiswaram, E.G. District.
The Director of Accounts, Srisailam Project, Kurnool.
The Asst. Pay and Accounts, Vamsadhara Project, Srikakulam District.
The Director of Accounts Telugu Ganga Project, Kadapa District.
The Pay and Accounts Officer, Government of India, New Delhi.
The Member Secretary cum Treasurer, A.P. Employees Welfare Fund SLC AP Secretariat Amaravati @ Velagapudi.

//FORWARDED:: BY ORDER//

M. Suneetha
SECTION OFFICER